

LEWIS BRISBOIS BISGAARD & SMITH, LLP
 Jura C. Zibas (JZ 8970)
 Joanne J. Romero (JR 0275)
 199 Water Street, 25th Floor
 New York, New York 10038
 Tel: (212) 232-1300
 Fax: (212) 232-1399

UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF NEW YORK

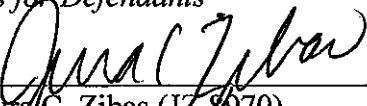
CAPITOL RECORDS, INC., a Delaware corporation,	X
Plaintiff,)
) ECF Case
) 07-cv-6488 (LTS) (KNF)
- v -)
CITY HALL RECORDS, INC., a California corporation and)
ROBIN COHN,)
Defendants.)
	NOTICE OF MOTION
	ORAL ARGUMENT
	<u>REQUESTED</u>
	X

PLEASE TAKE NOTICE that, upon the annexed Declaration of Jura C. Zibas, Esq., dated August 22, 2008, the exhibits annexed thereto, Declaration of Robin Cohn, dated August 21, 2008, and the accompanying Memorandum of Law in Support, Defendants will move this court, the Honorable Laura Taylor Swain presiding, at the United States District Courthouse, Southern District of New York, located at 500 Pearl Street, New York, NY 10007-1312 upon the return date of this motion, now set for September 9, 2008, or as soon thereafter as counsel may be heard, for an Order pursuant to Rule 56 of the Federal Rules of Civil Procedure, granting Defendants' motion for partial summary judgment re relief/damages limitations.

Defendants have used their best efforts – through correspondence and telephonic communications with Plaintiff's counsel - to resolve the issue regarding the permissible scope of relief/damages sought by Plaintiff. Despite these best efforts, no resolution has been reached with respect to the issue of multi-jurisdictional relief/damages.

Dated: New York, New York
August 22, 2008

LEWIS BRISBOIS BISGAARD & SMITH LLP
Attorneys for Defendants

By: 

Jura C. Zibas (JZ 8970)
Johnne J. Romero (JR 0275)
199 Water Street, Suite 2500
New York, NY 10038
Telephone: (212) 232-1300
Facsimile: (212) 232-1399
File Number: 27350.95

TO:

Matthew J. Oppenheim, Esq.
Oppenheim Group
Attorneys for Plaintiff
7304 River Falls Drive
Potomac, MD 20854
Tel. (301) 299-4986
Fax (866) 766-1678